IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

Bail Appl..No. 1274 of 2007()

CRIME NO.13/07 OF ADHUR POLICE STATION

: PETITIONER/ACCUSED:

JANARDHANA NAYAK, S/O.UPENDRA NAYAK,
KALLARAPPA HOUSE, DELAMPADY POST,
KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT:

STATE OF KERALA, REP. BY OF
THE SUB INSPECTOR OF POLICE, ADHUR POLICE
STATION, REP. BY THE PUBLIC PROSECUTOR,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 1274 OF 2007

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DATED THIS THE 2nd DAY OF MARCH, 2007

O R D E R

Petitioner who is the accused in Crime No.13/07 of Adhur Police Station for offences punishable under section 324 and 308 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The petitioner is alleged to have inflicted injuries including fracture on the de facto complainant at about 8 PM on 21.1.2007 out of previous enmity.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn